

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

JOSHUA HILL (CABN 250842)
Assistant United States Attorney

1301 Clay Street, Suite 340-S
Oakland, California 94612
Telephone: (510) 637-3740
Facsimile: (510) 637-3724
E-Mail: Joshua.Hill2@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-0487-CW
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER TO CONTINUE STATUS
v.)	CONFERENCE AND EXCLUDE TIME
)	UNDER THE SPEEDY TRIAL ACT
CARLOS AISPURO, ET AL.,)	
)	
Defendants.)	
_____)	

IT IS HEREBY STIPULATED AND AGREED between the plaintiff through its attorney, Joshua Hill, and the defendants through their attorneys, that the status hearing presently set for July 23, 2010, be continued to August 11, 2010 at 10:00 a.m. A continuance is necessary, because the parties continue to discuss the scope of additional discovery that will be produced in this case. Moreover, at the request of defense counsel, the government is conducting additional investigation concerning the existence of discoverable evidence. Defense counsel continues to review the discovery already produced. The parties agree that the delay is not attributable to lack of diligent preparation on the part of the attorney for the government or defense counsel. For these reasons, the parties request that time under the Speedy Trial Act be excluded based on the parties' need for reasonable time necessary for effective preparation, taking into account the

exercise of due diligence. The parties agree that the waiver covers all time between July 23, 2010 and August 11, 2010.

IT IS SO STIPULATED:

Dated: July 20, 2010

/S/
JEROME MATTHEWS
Attorney for Carlos Aispuro

Dated: July 20, 2010

/S/
MARK GOLDROSEN
Attorney for Leonardo Corrales

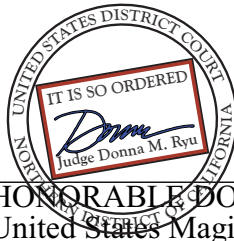
Dated: July 20, 2010

/S/
JOSHUA HILL
Assistant United States Attorney

ORDER

GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that the hearing in this matter now scheduled for July 23, 2010 is hereby rescheduled for August 11, 2010 at 10:00 a.m. Based upon the representation of counsel and for good cause shown, the Court also finds that failing to exclude the time between July 23, 2010 and August 11, 2010 would unreasonably deny the government and the defense the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between July 23, 2010 and August 11, 2010 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, it is hereby ordered that the time between July 23, 2010 and August 11, 2010 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

DATED: July 21, 2010


HONORABLE DONNA M. RYU
United States Magistrate Judge